## CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:	CCRB Case #:	<b>✓</b> Force	✓ Discourt	. 🔲 U.S.
Tyler Walls		Squad #4	202103942	☑ Abuse	O.L.	☐ Injury
Incident Date(s)		Location of Incident:	L	Precinct	: 18 Mo. SOL	EO SOL
Wednesday, 06/30/2021 10:57 Wednesday, 06/30/2021 11:17		§ 87(2)(b) stationhouse	69th Precinct	69	12/30/2022	12/30/2022
Date/Time CV Reported		CV Reported At:	How CV Reported	: Date/Ti	ime Received at CC	RB
Thu, 07/01/2021 10:31 AM		CCRB	Call Processing System	Thu, 07	7/01/2021 10:31 AI	M
Complainant/Victim	Туре	Home Addi	ress			
Witness(es)		Home Addi	ress			
Subject Officer(s)	Shield	TaxID	Command			
1. POM Daniel Davidoff	08756	961722	069 DET			
2. LT Thomas Redmond	00000	948411	067 PCT			
Officer(s)	Allegatio	on		Ir	nvestigator Reco	mmendation
A.POM Daniel Davidoff		utside of § 87(2)(b) fficer Daniel Davidoff	in Brook used physical force a			
B.LT Thomas Redmond		utside of <sup>§ 87(2)(b)</sup> nt Thomas Redmond u	in Brook sed physical force ag			
C.POM Daniel Davidoff		utside of § 87(2)(b) fficer Daniel Davidoff	in Brookused physical force a			
D.LT Thomas Redmond		utside of <sup>§ 87(2)(b)</sup> nt Thomas Redmond u	in Brook sed physical force ag			
E.POM Daniel Davidoff	Brooklyn	esy: Outside of <sup>§ 87(2)(b)</sup> a, Police Officer Danie ously to <sup>§ 87(2)(b)</sup>	in Davidoff spoke	1		
F.POM Daniel Davidoff	Abuse: C Police Of the use o	Outside of \$87(2)(b)  Ifficer Daniel Davidoff  If force.	in Broothreatened § 87(2)(b)	oklyn, with		
G.LT Thomas Redmond	Abuse: C Lieutena the use o	Outside of <sup>\$ 87(2)(b)</sup> nt Thomas Redmond tl f force.	in Broomreatened \$ 87(2)(b)	oklyn, with		
H.LT Thomas Redmond	Brooklyn	esy: Outside of <sup>8 87(2)(b)</sup> a, Lieutenant Thomas F ously to <sup>8 87(2)(b)</sup>	in Redmond spoke	1		
I.LT Thomas Redmond	Abuse: C Lieutena the use o	Outside of <sup>\$ 87(2)(b)</sup> nt Thomas Redmond th f force.	in Broomreatened § 87(2)(b)	oklyn, with		

Officer(s)	Allegation	Investigator Recommendation
J.LT Thomas Redmond	Abuse: Outside of \$87(2)(b) in Brooklyn, Lieutenant Thomas Redmond threatened to arrest \$87(2)	
K.LT Thomas Redmond	Discourtesy: Outside of \$87(2)(b) in Brooklyn, Lieutenant Thomas Redmond spoke discourteously to \$87(2)(b)	
L.LT Thomas Redmond	Abuse: Outside of \$87(2)(b) in Brooklyn, Lieutenant Thomas Redmond threatened \$87(2)(b) with the use of force.	
M.POM Daniel Davidoff	Discourtesy: At the 69th Precinct stationhouse, Police Officer Daniel Davidoff spoke discourteously to \$87(2)(b)	
N.LT Thomas Redmond	Abuse: At the 69th Precinct stationhouse, Lieutenant Thomas Redmond threatened to arrest § 87(2)(b)	

## **Case Summary**

On June 30, 2021, \$87(2)(b) filed the following complaint with the CCRB over the phone.

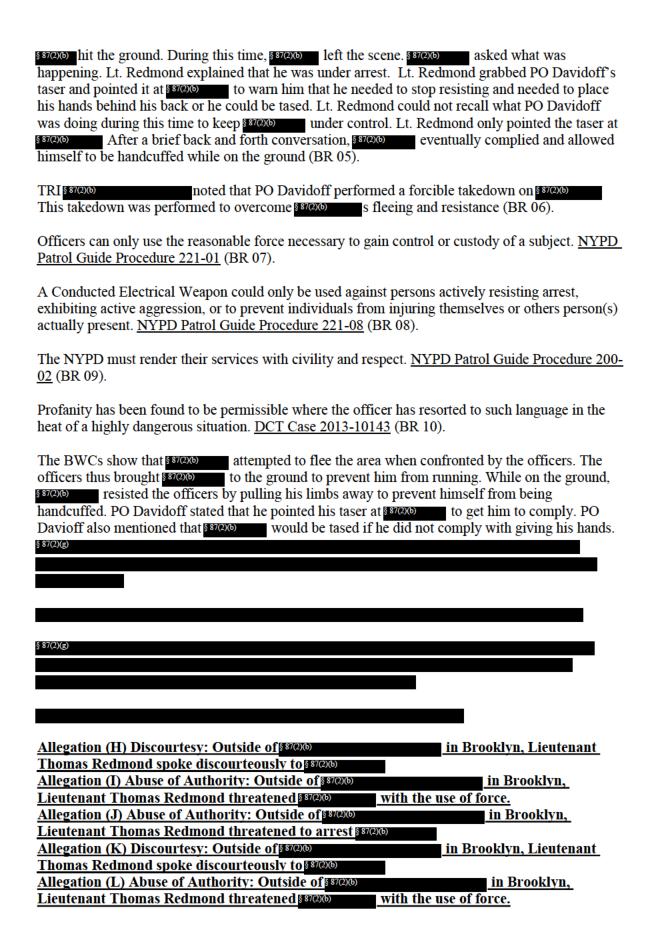
On June 30, 2021, at approximately 10:57 a.m., PO Daniel Davidoff and Lt. Thomas Redmond,
both of the 69 <sup>th</sup> Precinct, apprehended \$87(2)(b) in front of \$87(2)(b) in
Brooklyn, for violating an Order of Protection. PO Davidoff and Lt. Redmond pushed \$87(2)(6) to
the ground and pulled him dragged him across the ground (Allegations A – D: Force;
PO Davidoff told \$87(2)(b) to "roll the fuck over" and said, "I don't fuck with that
shit. You're gonna get tased. You're gonna get fucking tased" (Allegations E and F: Discourtesy
and Abuse of Authority; \$87(2)(g) . Lt. Redmond also informed \$87(2)(b) that he would be
tased if he did not comply (Allegation G: Abuse of Authority; \$87(2)(g)
girlfriend, \$87(2)(b) and his mother, \$87(2)(b) arrived at the scene. Lt. Redmond told
to "get the fuck on the sidewalk before I tase you and lock your ass up" (Allegations H, I,
J: Discourtesy and Abuse of Authority; \$87(2)(g)
pleaded for the officers not to tase \$87(2)(b)  Lt. Redmond allegedly told \$87(2)(b)
"Shut the fuck up" (Allegation K: Discourtesy; \$87(2)(9) ). Once \$87(2)(6) is in handcuffs, Lt.
Redmond again threatened to tase \$87(2)(b) if he did not get inside of the vehicle (Allegation L:
Abuse of Authority; \$87(2)(g) ). The officers transported \$87(2)(b) back to the 69 <sup>th</sup> Precinct
stationhouse. At approximately 11:17 a.m., while in the cell with \$87(2)(b) PO Davidoff told
to hurry up that they can "get you the fuck out of here" (Allegation M: Discourtesy;
s 87(2)(g) . s 87(2)(b) and s 87(2)(b) went to the 69 <sup>th</sup> Precinct stationhouse to pick up s
Lt. Redmond accused § 87(2)(b) of preventing their arrest and told her that they should
"lock her up" (Allegation N: Abuse of Authority; \$87(2)(g) ). \$87(2)(b) was charged with
violating an order of protection, resisting arrest, obstruction of government administration,
disorderly conduct, and criminal possession of a weapon.

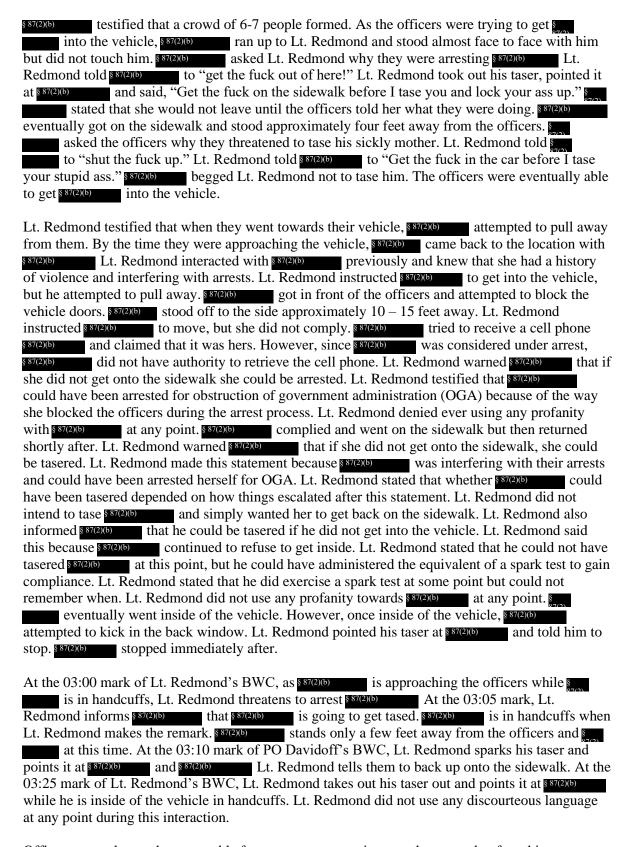
The investigation obtained body-worn camera video for this case. No video surveillance could be obtained.

## **Findings and Recommendations**

	iuations
Allegation (A) Force: Outside of S87(2)(b)	in Brooklyn, Police Officer Daniel
Davidoff used physical force against \$87(2)(5)	
Allegation (B) Force: Outside of S87(2)(b)	in Brooklyn, Lieutenant Thomas
Redmond used physical force against § 87(2)(b)	
Allegation (C) Force: Outside of S87(2)(b)	in Brooklyn, Police Officer Daniel
Davidoff used physical force against \$87(2)(5)	
Allegation (D) Force: Outside of S87(2)(b)	in Brooklyn, Lieutenant Thomas
Redmond used physical force against \$87(2)(6)	
Allegation (E) Discourtesy: Outside of \$87(2)(b)	in Brooklyn, Police Officer
Daniel Davidoff spoke discourteously to § 87(2)(b)	<u> </u>
Allegation (F) Abuse of Authority: Outside of \$87(2)(6)	in Brooklyn, Police
Officer Daniel Davidoff threatened §87(2)(b) with th	e use of force.
With the	<u> </u>
Allegation (G) Abuse of Authority: Outside of \$87(2)(b)	in Brooklyn,
Allegation (G) Abuse of Authority: Outside of 887(2)(6)	
Allegation (G) Abuse of Authority: Outside of \$87(2)(b) Lieutenant Thomas Redmond threatened \$87(2)(b)	in Brooklyn,
Allegation (G) Abuse of Authority: Outside of \$87(2)(b)  Lieutenant Thomas Redmond threatened \$87(2)(b)  At the 01:13 mark of PO Davidoff's BWC, \$87(2)(b) attention	in Brooklyn, with the use of force.
Allegation (G) Abuse of Authority: Outside of \$87(2)(b)  Lieutenant Thomas Redmond threatened \$87(2)(b)  At the 01:13 mark of PO Davidoff's BWC, \$87(2)(b) attention	in Brooklyn, with the use of force. mpts to run when approached by the the ground. At 01:33 mark of PO
Allegation (G) Abuse of Authority: Outside of \$87(2)(b)  Lieutenant Thomas Redmond threatened \$87(2)(b)  At the 01:13 mark of PO Davidoff's BWC, \$87(2)(b)  officers. PO Davidoff catches up and tackles \$87(2)(b)  to	in Brooklyn, with the use of force. mpts to run when approached by the the ground. At 01:33 mark of PO fuck over" and then says, "You're gonna
Allegation (G) Abuse of Authority: Outside of \$87(2)(b)  Lieutenant Thomas Redmond threatened \$87(2)(b)  At the 01:13 mark of PO Davidoff's BWC, \$87(2)(b) attention of the first state of the superior of the	in Brooklyn, with the use of force. mpts to run when approached by the the ground. At 01:33 mark of PO fuck over" and then says, "You're gonna lds, "I don't fuck with that shit. You're
Allegation (G) Abuse of Authority: Outside of \$87(2)(b)  Lieutenant Thomas Redmond threatened \$87(2)(b)  At the 01:13 mark of PO Davidoff's BWC, \$87(2)(b)  officers. PO Davidoff catches up and tackles \$87(2)(b)  Davidoff's BWC, PO Davidoff tells \$87(2)(b)  get fucking tased." At the 01:45 mark, PO Davidoff then ac gonna get tased. You're gonna get fucking tased." \$87(2)(b)	in Brooklyn, with the use of force. mpts to run when approached by the the ground. At 01:33 mark of PO fuck over" and then says, "You're gonna lds, "I don't fuck with that shit. You're resists by pulling away and refusing to
Allegation (G) Abuse of Authority: Outside of \$87(2)(b)  Lieutenant Thomas Redmond threatened \$87(2)(b)  At the 01:13 mark of PO Davidoff's BWC, \$87(2)(b)  officers. PO Davidoff catches up and tackles \$87(2)(b)  Davidoff's BWC, PO Davidoff tells \$87(2)(b)  get fucking tased." At the 01:45 mark, PO Davidoff then according to the second s	in Brooklyn, with the use of force.  mpts to run when approached by the the ground. At 01:33 mark of PO fuck over" and then says, "You're gonna lds, "I don't fuck with that shit. You're resists by pulling away and refusing to ab his hands (BR 01). At the 01:45 mark

The officers eventually handcuff \$87(2)(b) while he is on the ground (BR 02). testified that on June 30, 2021, at approximately 10:57 a.m., she drove from her job to her residence at § 87(2)(b) , in Brooklyn, and observed §87(2)(b) talking with his friend outside. \$87(2)(b) asked \$87(2)(b) if she could buy him an iced tea. \$87(2)(b) nearby store and bought \$87(2)(b) an iced tea before going inside to cook dinner. Sometime after, girlfriend, \$87(2)(b) went into \$87(2)(b) s apartment since the door was unlocked. yelled, "Mommy! Mommy!" \$ 87(2)(b) informed \$ 87(2)(b) that officers were arresting \$87(2)(b) and that she did not know why. \$87(2)(b) ran outside and saw PO Davidoff and Lt. Redmond dragging \$8(2)(b) through the dirt. When the officers initially pulled he was standing up. However, two seconds after \$87(2)(b) ran outside, the officers pulled to his knees. As \$87(2)(b) dropped to the ground, PO Davidoff's BWC dropped simultaneously. The officers threw \$87(2)(6) from side to side. Lt. Redmond used his left hand to grab \$87(2)(b) and used his right arm to grab \$87(2)(b) head to get him into the unmarked vehicle (BR 03). did not provide a statement to the CCRB regarding this incident. PO Davidoff testified that at approximately 10:53 a.m., he received a 9-1-1 job stating that a girl was arguing with her boyfriend at § 87(2)(b) in Brooklyn. The caller then hung up. The call did not mention any specifics about the perpetrator. PO Davidoff did not know who made the call. PO Davidoff and Lt. Redmond responded to the location and observed \$87(2)(b) with a female outside on the sidewalk near the housing complex. PO Davidoff knew that 887(2)(6) was wanted for open I-Card for a violation of an Order of Protection. PO Davidoff also interacted in the past and knew that he was a known gang member that was known to carry firearms. § 87(2)(b) had previously been arrested for gun possession and resisting arrest. PO Davidoff could not recall if they associated sociated with the initial job that they received. The officers approached \$87(2)(6) and told him to put his hands behind his back. \$87(2)(6) fled and headed towards the housing complex. §87(2)(b) got approximately 15 feet away before the officers caught up to him. PO Davidoff tackled \$87(2)(b) to the ground. PO Davidoff fell forward. He could not recall what part of his body contacted \$87(2)(b) PO Davidoff could not recall if front or back made contact with the ground. Lt. Redmond took out his taser and pointed it at PO Davidoff could not recall if Lt. Redmond deployed his taser but did not think so. gave his hands immediately after Lt. Redmond took out his taser. \$37(2)(b) resisted the officers by refusing to give his hands. PO Davidoff could not recall if \$87(2)(6) Davidoff could not recall if they had to drag and/or pull \$37(2)(b) to get him into handcuffs. PO Davidoff could not recall if he used any profanity during this time (BR 04). Lt. Redmond testified that a few days prior to the incident date, \$87(2)(b) went to the 69<sup>th</sup> Precinct and filed a complaint report against \$87(2)(b) expressed fear of \$87(2)(b) especially because he had a firearm. Solution was on the perpetrator list for the 69<sup>th</sup> Precinct. Lt. Redmond interacted with \$87(2)(b) in the past, but those interactions had mostly been positive. Lt. Redmond knew that \$87(2)(b) had either a warrant or an open I-Card on June 30, 2021, but he could not recall which one. On that day, PO Davidoff received a 9-1-1 radio call regarding 837(2)(6) Redmond could not recall the other information provided. At the Field Intelligence Office, PO Davidoff asked Lt. Redmond to accompany him for the arrest since he had a good rapport with Lt. Redmond drove to the location with PO Davidoff. Lt. Redmond saw \$87(2)(6) on the sidewalk talking to \$87(2)(b) The officers got out of the vehicle and told \$87(2)(b) hands behind his back. \$87(2)(b) pushed through Lt. Redmond and PO Davidoff and ran away. Lt. Redmond attempted to grab onto \$37(2)(6) arm but failed. After approximately 20 feet, PO Davidoff caught up to \$87(2)(b) and tackled him to the ground. Lt. Redmond did not see how





Officers can only use the reasonable force necessary to gain control or custody of a subject.

Officers are not allowed to use force on handcuffed or otherwise restrained subjects unless necessary to prevent injury, escape, or to overcome active physical resistance or assault. <a href="NYPD">NYPD</a> Patrol Guide Procedure 221-01 (BR 07).

A Conducted Electrical Weapon could only be used against persons actively resisting arrest, exhibiting active aggression, or to prevent individuals from injuring themselves or others person(s) actually present. <a href="https://example.com/nyPD Patrol Guide Procedure 221-08"><u>NYPD Patrol Guide Procedure 221-08</u></a> (BR 08).

A person is guilty of obstructing governmental administration when he intentionally obstructs, impairs or perverts the administration of law or other governmental function or prevents or attempts to prevent a public servant from performing an official function, by means of intimidation, physical force or interference. NYS Penal Law § 195.05 (BR 11).

The BWCs show that Lt. Redmond did not use any profanity towards either or at any point while on scene.
The BWCs confirmed that \$870,00 stood a few feet in front of the officers while they were placing \$870,00 into the vehicle. \$870,00 refused to move after being told by to do so several times. \$870,00 s actions thus constituted an interference with the arrest of \$870,00
Though \$87000 refused to get into the vehicle, he did not take any further action and was already in handcuffs at the time. During this time, Lt. Redmond also pointed his taser and sparked in at \$87000 even though she was not under arrest, did not exhibit aggression, and did not attempt to injure herself or others. Furthermore, Lt. Redmond noted that \$87000 could not have been tased at that point in time and needed to see if the situation with \$87000 escalated before she could be tasered.
Allegation (M) Discourtesy: At the 69th Precinct stationhouse, Police Officer Daniel Davidoff spoke discourteously to PO Davidoff's BWC shows that upon transporting to the 69th Precinct stationhouse, PO
Davidoff took to the cell area. At the 18:51 mark of PO Davidoff's BWC, PO Davidoff says, "Just take your laces off so I can put you in there, talk to the squad, and get you the fuck out of here." (8870) took off his laces at which point PO Davidoff lodged him into a cell.
PO Davidoff was shown his BWC recording and stated that there was no law enforcement purpose to his comment and only wanted [887(2)(6)] to hurry up.
The NYPD must render their services with civility and respect. NYPD Patrol Guide Procedure 200- 02 (BR 09).
PO Davidoff admitted that his comment served no law enforcement. § 87(2)(9)

Allegation (N) Abuse of Authority: At the 69th Precinct stationhouse, Lieutenant Thomas Redmond threatened to arrest

testified that she and \$87(2)(0) went to the 69 <sup>th</sup> Precinct directly after \$87(2)(0) was arrested. \$87(2)(0) saw Lt. Redmond on the other side of the fence by the computers.
pointed her right hand at Lt. Redmond and said that he had been "motherfucking disrespectful" towards her. Lt. Redmond accused of blocking the door to the vehicle as they were attempting to arrest \$87(2)000000000000000000000000000000000000
would "lock her up" as well.
PO Davidoff did not remember seeing seeing at the 69th Precinct stationhouse later that day.
Lt. Redmond stated that he observed \$57(2)(0) later that day when he was sitting by the desk area. \$57(2)(0) asked a couple of different officers at the stationhouse about \$57(2)(0) Lt. Redmond eventually explained that \$57(2)(0) could not leave because he was wanted for something else that occurred prior. Lt. Redmond could not recall any other details about this interaction. \$57(2)(0) could not have been arrested for her actions at the stationhouse. However, he did not recall threatening to arrest \$57(2)(0) while at the stationhouse.
There are no BWCs capturing the interaction at the stationhouse.
§ 87(2)(g)
Civilian and Officer CCRB Histories
• This is the first CCRB complaint to which \$87(2)(b) has been a party (BR 12).
§ 87(2)(b)
<ul> <li>PO Davidoff has been a member of service six years and has been a subject in four previous CCRB complaints and 15 allegations, of which four were substantiated.</li> <li>Case number 201904585 involved substantiated allegations of entry, failure to provide business card, and discourtesy. The Board recommended Formalized Training and the</li> </ul>
NYPD imposed Formalized Training.
<ul> <li>Lt. Redmond has been a member of service for 13 years and has been a subject in eight previous CCRB complaints and 14 allegations, of which four were substantiated.:</li> </ul>
O § \$7(2)(g)
O § 87(2)(g)
O § 8.1(5)(6)

<u>Mediation, Civil, and Criminal Histories</u>
This complaint was not suitable for mediation.

(BR 15). § 87(2)(b)			se file upon receipt
quad:	4		
			00/02/2022
ivestigator:	Tyler Walls Signature	Inv. Tyler Walls Print Title & Name	08/03/2022 Date
anad I eader:	Raquel Velasquez	IM Raquel Velasquez	08/03/2022
quad Leader.	Signature	Print Title & Name	Date
eviewer:			